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10 Attorneys for Plaintiff *The Bank of New York Mellon FKA The Bank of New York, As Trustee for*
11 *the Certificateholders of CWALT Inc., Alternative Loan Trust 2005-46CB, Mortgage Pass-*
12 *Through Certificates, Series 2005-46CB*

13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 THE BANK OF NEW YORK MELLON FKA
16 THE BANK OF NEW YORK, AS TRUSTEE
17 FOR THE CERTIFICATEHOLDERS OF
18 CWALT INC., ALTERNATIVE LOAN
19 TRUST 2005-46CB, MORTGAGE PASS-
20 THROUGH CERTIFICATES, SERIES 2005-
21 46CB, a national bank,

22 Case No.: 2:17-cv-01989-MMD-GWF

23 **STIPULATED JUDGMENT**

24 Plaintiff,

25 vs.

26 TIERRA DE LAS PALMAS OWNERS
27 ASSOCIATION, a Nevada non-profit
28 corporation; PRAIRIE FLOWER HOLDINGS,
LLC, a Nevada limited liability company;
VOULZWASBECK MENDIOLA, an
individual; and MICHELLE B. SMITH, an
individual,

29 Defendants.

30 Plaintiff THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK,
31 AS TRUSTEE FOR THE CERTIFICATEHOLDERS OF CWALT INC., ALTERNATIVE
32 LOAN TRUST 2005-46CB, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2005-

1 46CB (hereinafter "Plaintiff"), by and through its attorney of record J. Stephen Dolembro, Esq. of
2 Zieve Brodnax & Steele, LLP, and Defendant PRAIRIE FLOWER HOLDINGS, LLC, by and
3 through its attorneys of record, Michael N. Beede, Esq. and James W. Fox, Esq. of The Law
4 Office of Mike Beede, hereby stipulate and agree as follows:

5 IT IS HEREBY STIPULATED AND AGREED that Defendant Prairie Flower Holdings,
6 LLC is hereby dismissed WITH PREJUDICE, each party to bear its own fees and costs.

7 IT IS HEREBY STIPULATED AND AGREED that Defendants other than Prairie
8 Flower Holdings, LLC have been previously dismissed from this action and the Plaintiff's claims
9 herein have been fully and finally resolved.

10 IT IS HEREBY STIPULATED AND AGREED that title to the Property commonly
11 known as 2315 Little Italy Avenue, North Las Vegas, NV 89031 shall be quieted in favor of
12 Prairie Flower Holdings, LLC.

13 IT IS HEREBY STIPULATED AND AGREED that none of Plaintiff, The Bank of New
14 York Mellon nor non-party Bayview Loan Servicing, LLC have any present right, title or interest
15 in the Property.

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17 IT IS SO STIPULATED AND AGREED.

18 Dated this 7th day of January, 2019.

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<p>1 ZIEVE BRODNAX & STEELE, LLP</p> <p>2</p> <p>3 <u>/s/J. Stephen Dolembo, Esq.</u></p> <p>4 J. Stephen Dolembo, Esq.</p> <p>5 Nevada Bar No. 9795</p> <p>6 9435 W. Russell Road, Suite 120</p> <p>7 Las Vegas, NV 89148</p> <p>8 <i>Attorneys for Plaintiff The Bank of New York</i></p> <p><i>Mellon FKA The Bank of New York, As</i></p> <p><i>Trustee for the Certificateholders of CWALT</i></p> <p><i>Inc., Alternative Loan Trust 2005-46CB,</i></p> <p><i>Mortgage Pass-Through Certificates, Series</i></p> <p><i>2005-46CB</i></p>	<p>1 THE LAW OFFICE OF MIKE BEEDE</p> <p>2</p> <p>3 <u>/s/James W. Fox, Esq.</u></p> <p>4 Michael N. Beede, Esq.</p> <p>5 Nevada Bar No. 13068</p> <p>6 James W. Fox, Esq.</p> <p>7 Nevada Bar No. 13122</p> <p>8 2470 St. Rose Pkwy., Suite 201</p> <p>9 Henderson, Nevada 89074</p> <p>10 <i>Attorneys for Defendant Prairie Flower</i></p> <p><i>Holdings, LLC</i></p>
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12 Case No.: 2:17-cv-01989-MMD-GWF

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15 **ORDER OF DISMISSAL**

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17 On this day the court considered the joint stipulation of dismissal submitted by Plaintiff

18 The Bank of New York Mellon FKA The Bank of New York, As Trustee for the

19 Certificateholders of CWALT Inc., Alternative Loan Trust 2005-46CB, Mortgage Pass-Through

20 Certificates, Series 2005-46CB (“BNYM”), and Defendant Prairie Flower Holdings, LLC, and

21 found that the parties' request has merit and should be **GRANTED**. It is therefore,

22 **ORDERED, ADJUDGED, and DECREED** all claims asserted by the parties, or that

23 could have been asserted by the parties in this case are hereby dismissed with prejudice.

24 All costs are to be borne by the party incurring same.

25 That title to the Property commonly known as 2315 Little Italy Avenue, North Las

26 Vegas, NV 89031 shall be quieted in favor of Prairie Flower Holdings, LLC.

27 Neither Bank of New York Mellon nor Bayview Loan Servicing, LLC have any present

28 right, title or interest in the Property, and each shall be prohibited from asserting any claim to

the property not hereafter acquired..

CERTIFICATE OF SERVICE

Pursuant to F.R.C.P. 5(b) and Electronic Filing Procedure IV(B), I certify that on the
7th day of January, 2019, a true and correct copy of the **STIPULATED JUDGMENT**
was transmitted electronically through the Court's e-filing electronic notice system to the
attorney(s) associated with this case.

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Attorney for Defendant, Prairie Flower Holdings, LLC

/s/ Sara Hunsaker
An Employee of ZIEVE, BRODNAX & STEELE, LLP